Google Inc. et al v. Egger et al Doc. 163

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Nextel West Corp.

IN THE

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

-- San Francisco Division --

In re: NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS LITIGATION This document relates to: Nos. C-06-6222-VRW; C-06-6224-VRW; C-06-6254-VRW; C-06-6295-VRW; C-07-0464-VRW	MDL Dkt. No. 06-1791-VRW STIPULATION AND [redacted] ORDER TO STAY CASES AGAINST SPRINT [Civil L.R. 6-2, 7-1(a)(5), 7-12] Courtroom: 6, 17th Floor Judge: Hon. Vaughn R. Walker

Dockets.Justia.com

STIPULATION

In furtherance of judicial economy and to avoid potentially unnecessary expense, the undersigned counsel for and on behalf of the entities named below wish to stay all proceedings against the Sprint entities pending determination of appellate review in Hepting v. AT&T Corp., No. C-06-672-VRW, currently pending on appeal to the United States Court of Appeals for the Ninth Circuit.

Interim class counsel for the Sprint Subscriber Class plaintiffs and counsel for the Sprint defendants[*] hereby stipulate as follows:

1. All proceedings against the Sprint defendants shall be stayed until the United States Court of Appeals for the Ninth Circuit issues its ruling on review of the July 20, 2006, order of this Court in Hepting v. AT&T Corp., No. C-06-672-VRW.

2. This stay shall encompass any proceedings pending herein against the Sprint defendants, or transferred by the Judicial Panel on Multidistrict Litigation to this Court and consolidated with this MDL, No. 06-1791-VRW, subsequent to the entry of this Stipulation. The following cases filed against the Sprint defendants have been transferred to this Court:

C-06-6222-VRW;

C-06-6224-VRW;

C-06-6254-VRW;

C-06-6295-VRW;

C-07-0464-VRW.

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*/ The Sprint defendants are Sprint Nextel Corp., Sprint Communications Co. L.P., Sprint Spectrum L.P. and Nextel West Corp. and as used herein include any entities related to them.

3. This stay shall not apply to any MDL proceedings against entities other than the Sprint defendants.

4. This stay shall not otherwise alter the substantive and other procedural rights of the Sprint defendants or of the subscribers who have filed complaints against the Sprint defendants.

5. The Sprint defendants are not required to file any response to any complaint against them until sixty (60) days after the expiration of this stay.

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By */s/ Gary E. Mason per G.O. 45*

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By */s/ John G. Kester*

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February 7, 2007

DECLARATION PURSUANT TO GENERAL ORDER 45

I declare that I have received authorization to file this document from each of the signatories listed above.

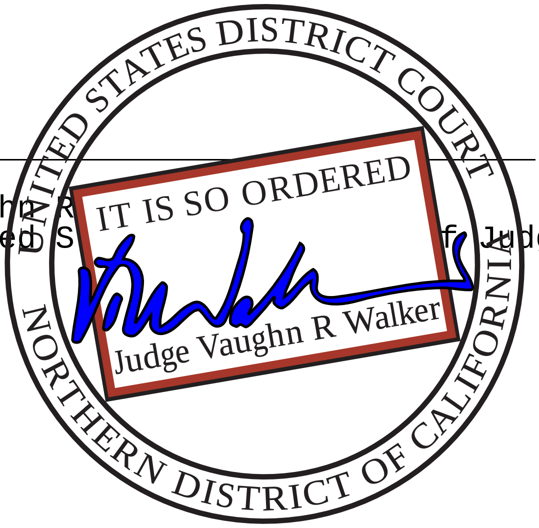
I declare under penalty of perjury that the foregoing declaration is true and correct.

Executed February 7, 2007, at Washington, D.C.

/s/ John G. Kester

~~[PROPOSED]~~ ORDER

Pursuant to the foregoing stipulation, and good cause appearing, IT IS SO ORDERED.


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
IT IS SO ORDERED
Judge Vaughn R Walker

Vaughn R
United S f Judge

Date: February 14, 2007